

FILED '06 OCT 25 14:26 USDC-ORP

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

OPUS DISTRIBUTING, LLC, an Oregon
limited liability company, MARIX
DISTRIBUTING, LLC, an Oregon limited
liability company and THE HOFFMAN
GROUP, LLC, an Oregon limited liability
company,

Case No. 3:06-cv-1482-BR

(proposed)

TEMPORARY RESTRAINING ORDER

Plaintiffs,

v.

VERTICAL DOORS, INC., a California
corporation, and EBAY, INC., a Delaware
corporation,

Defendants.

THIS MATTER came before the Court upon the Plaintiffs' motion for a temporary restraining order, on October 20, 2006. The Court considered the Motion and Declaration submitted by Plaintiffs and heard argument from Plaintiffs' counsel and counsel for each of the Defendants. The Plaintiffs appeared through their counsel Roy B. Thompson, appearing telephonically, and Mark Hubert, appearing in person. Also appearing in person was Drew Hoffman, who is the managing member of both Plaintiff Opus Distributing, LLC and Plaintiff The Hoffman Group, LLC. Counsel for Defendant eBay, Inc. was Jay Monahan, appearing

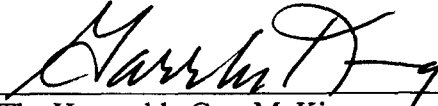
telephonically. Counsel for Defendant Vertical Doors, Inc. was Neil Cohen, appearing telephonically.

Counsel for eBay, Inc., stipulated that his client had been properly served, stipulated to the jurisdiction of this Court, and stipulated to this forum being the proper venue. After argument and consideration, the Court finds that Plaintiffs would be irreparably harmed without the requested Order, and it is therefore

ORDERED that Defendant eBay, Inc. shall allow Plaintiffs to post their goods for sale through eBay's e-commerce system without restraint or interference *until further order of the Court.* *Yank*
~~Order and these proceedings.~~

It is further ORDERED that Plaintiffs will file with the clerk of the court security in the amount of \$0 (no bond required).

DATED: October 25th, 2006


The Honorable Garr M. King
United States District Judge

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